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STEIN&GRATZ, S.C.

INTELLECTUAL PROPERTY LAW

04.17.01

A  
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10/16/01  
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April 16, 2001

1003 U.S. PRO  
09/035933  
04/16/01

Director of the U.S. of Patent  
and Trademark Office  
Box Patent Application  
Washington, D.C. 20231

Re: Utility Patent Application Transmittal  
Inventor: Corbett T. HEFNER  
Title: *Composite Breathable Produce Bag*  
USPTO Customer Account No.: 23598  
Attorney Docket No.: 81.010

Dear Sir:

Enclosed is our check in the amount of **\$574.00** in payment of the government filing fee for the enclosed United States patent application, which application includes **21** pages of specification, **31** claims on **10** sheets, **13** Drawings on **6** sheets, an Abstract of the Disclosure, and an executed Declaration are enclosed. A Fee Transmittal Form PTO/SB/17 (11/00) is also enclosed.

Applicant is a small entity within the meaning of 37 CFR §§ 1.9 and 1.27 and hereby claims small entity status.

I hereby request that the attached application **NOT** be published under 35 U.S.C 122(b). An executed Request and Certification under 35 U.S.C. 122(b)(2)(B)(i) is also enclosed.

An Information Disclosure Statement (IDS), Form PTO-1449, and copies of the documents are enclosed.

Director of the U.S. Patent  
and Trademark Office  
April 16, 2001  
Page 2

The Commissioner is hereby authorized to charge payment of any additional fees  
associated with this communication or credit any overpayment to Deposit Account  
No. 50-1170.

Respectfully submitted,

  
Timothy E. Newholm  
Registration No. 34,400



Certification Under 37 CFR 1.10

Express Mail Label No: **EL647008051US**

Date of Deposit: **April 16, 2001**

I hereby certify that this paper or fee is being deposited with the United States Postal Service in "Express  
Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to  
the Director of the U.S. Patent and Trademark Office, Box Patent Application, Washington, D.C. 20231.

  
Jodi A. Calderon

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

# FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT **(\$574)**

Complete if Known

Application Number	
Filing Date	
First Named Inventor	Hefner
Examiner Name	
Group Art Unit	
Attorney Docket No.	81.010

## METHOD OF PAYMENT

1.  The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:  
 Deposit Account Number **50-1170**  
 Deposit Account Name **Boyle Fredrickson Newholm Stein & Gratz S.C.**  
 Change Any Additional Fee Required  
 Under 37 CFR 1.16 and 1.17  
 Applicant claims small entity status.  
 See 37 CFR 1.27

2.  Payment Enclosed:  
 Check  Credit Card  Money Order  Other

## FEE CALCULATION (continued)

## 3. ADDITIONAL FEES

Fee Code	Large Entity Fee (\$)	Small Entity Fee (\$)	Fee Description	Fee Paid
105	130	205	65 Surcharge - late filing fee or oath	
127	50	227	25 Surcharge - late provisional filing fee or cover sheet	
139	130	139	130 Non-English specification	
147	2,520	147	2,520 For filing a request for ex parte reexamination	
112	920*	112	920* Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840* Requesting publication of SIR after Examiner action	
115	110	215	55 Extension for reply within first month	
116	390	216	195 Extension for reply within second month	
117	890	217	445 Extension for reply within third month	
118	1,390	218	695 Extension for reply within fourth month	
128	1,890	228	945 Extension for reply within fifth month	
119	310	219	155 Notice of Appeal	
120	310	220	155 Filing a brief in support of an appeal	
121	270	221	135 Request for oral hearing	
138	1,510	138	1,510 Petition to institute a public use proceeding	
140	110	240	55 Petition to revive - unavoidable	
141	1,240	241	620 Petition to revive - unintentional	
142	1,240	242	620 Utility issue fee (or reissue)	
143	440	243	220 Design issue fee	
144	600	244	300 Plant issue fee	
122	130	122	130 Petitions to the Commissioner	
123	50	123	50 Processing fee under 37 CFR 1.17(q)	
126	180	126	180 Submission of Information Disclosure Stmt	
581	40	581	40 Recording each patent assignment per property (times number of properties)	
146	710	246	355 Filing a submission after final rejection (37 CFR § 1.129(a))	
149	710	249	355 For each additional invention to be examined (37 CFR § 1.129(b))	
179	710	279	355 Request for Continued Examination (RCE)	
169	900	169	900 Request for expedited examination of a design application	

## FEE CALCULATION

## 1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
101	710	201 355 Utility filing fee	<b>355</b>
106	320	206 160 Design filing fee	
107	490	207 245 Plant filing fee	
108	710	208 355 Reissue filing fee	
114	150	214 75 Provisional filing fee	

SUBTOTAL (1) **(\$355)**

## 2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from Below	Fee Paid
31	-20** =	11	x 9.00 = 99
Independent Claims 6	- 3** =	3	x 40.00 = 120
Multiple Dependent		0	= 0

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
103	18	203 9 Claims in excess of 20
102	80	202 40 Independent claims in excess of 3
104	270	204 135 Multiple dependent claim, if not paid
109	80	209 40 **Reissue independent claims over original patent
110	18	210 9 **Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) **(\$219)**

\*\* or number previously paid, if greater. For Reissues, see above

Other fee (specify) \_\_\_\_\_

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) **(\$0)**

SUBMITTED BY		Complete if applicable		
Name (Print/Type)	Timothy E. Newholm	Registration No. (Attorney/Agent)	34,400	Telephone (414) 225-9755
Signature	<i>T. E. Newholm</i>	Date	April 16, 2001	

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of  
Corbett T. HEFNER

For: *Composite Breathable Produce Bag*

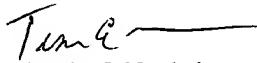
**REQUEST AND CERTIFICATION UNDER 35 U.S.C. 122(b)(2)(B)(i)**

Director of the U.S. Patent  
and Trademark Office  
Washington, DC 20231

Sir:

I hereby certify that the invention disclosed in the attached *application has not and will not be* the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C 122(b).

Respectfully submitted,

  
Timothy E. Newholm  
Registration No. 34,400

Dated: April 16, 2001

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